

Docket No.: 043876-0111

*Bod M* PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

*DAE*

In re Application of

John MOUSSOURIS, et al.



*IFW*

Serial No.: 09/382,402

Patent No.: 6,295,599

Group Art Unit: 2761

Filed: August 24, 1999

Issued: September 25, 2001

Examiner: M. Monestime

For: SYSTEM AND METHOD FOR PROVIDING A WIDE OPERAND  
ARCHITECTURE

**PETITION TO WITHDRAW EXPIRATION NOTICE**

Mail Stop PETITIONS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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JAN 26 2006

Sir:

OFFICE OF PETITIONS

Applicants hereby petition the Honorable Commissioner to withdraw the Notice of Patent Expiration issued September 26, 2005. A copy of Patent Bibliographic Data from the Patent Office web site is attached showing that the patent expired.

The 3.5 year maintenance fee, due March 25, 2005, was paid February 22, 2005. Copies of our fee transmittal form, fee address indication form and postcard receipt, date-stamped by the Patent Office on February 22, 2005, are attached for your information.

Please note that we attempted to correct this error on September 22, 2005, as well as several follow-ups by sending a telefax to Ms. Doris Galloway in the Office of Finance/Maintenance Fee Accounts Department, with copies of our fee payment papers, requesting correction of the Patent Office record to show that the 4-year maintenance fee payment had been timely paid. To date, unfortunately, the correction has not been made.

09/382,402

We ask that you please withdraw the Notice of Patent Expiration, correct the Patent Office Maintenance Fee payment records to show the timely maintenance fee payment and issue the official Maintenance Fee Statement.

The petition fee as set forth in 37 CFR 1.17(h) of \$130.00 is authorized to be charged to Deposit Account 500417 in accordance with 37 CFR 1.182. **Applicants ask, however, that the fee be waived since the error was made by the Patent Office rather than by Applicants.**

Respectfully submitted,

McDERMOTT WILL & EMERY LLP



Kenneth L. Cage  
Registration No. 26,151

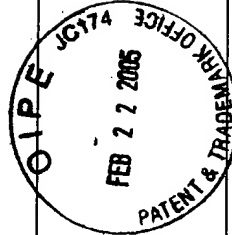
600 13<sup>th</sup> Street, N.W.  
Washington, DC 20005-3096  
Phone: 202.756.8000 KLG:bd  
Facsimile: 202.756.8087  
**Date: January 23, 2006**

**Please recognize our Customer No. 20277  
as our correspondence address.**

WDC99 1188408-1.043876.0111



Applicant: <b>MOUSSOURIS, JOHN, et al.</b>		Docket No. <b>43876-111</b>		09/382,402 Patent	
Title: <b>SYSTEM AND METHOD FOR PROVIDING A WIDE OPERAND ARCHITECTURE</b>					
Date Sent: <b>2/22/2005</b>		Serial/Reg./Patent No. <b>6,295,599</b>			
<input type="checkbox"/> Transmittal Letter	<input checked="" type="checkbox"/> Hand Carried	<input type="checkbox"/> Fax	<input type="checkbox"/> Electronic	<input type="checkbox"/> Cert. of Mailing	<input type="checkbox"/> First Class Mail
<input type="checkbox"/> New Patent App	<input type="checkbox"/> Utility	<input type="checkbox"/> Design	<input type="checkbox"/> Cont.	<input type="checkbox"/> CIP	<input type="checkbox"/> Div.
<input type="checkbox"/> Other:	<input type="checkbox"/> Letter submitting _____ pages of drawings				
	<input type="checkbox"/> Req. for Approval of Drawing Amendments				
	<input type="checkbox"/> Req. for Oral Hearing				
	<input type="checkbox"/> Not. of Appeal				
	<input type="checkbox"/> Rule 312 Amendment/Letter				
	<input type="checkbox"/> Req. for Acknowledgement of Cited Art				
	<input type="checkbox"/> Issue Fee				
	<input type="checkbox"/> Publication Fee				
	<input type="checkbox"/> Req. for Certificate of Correction				
	<input checked="" type="checkbox"/> Maintenance Fee for 3.5 years after grant				
	<input checked="" type="checkbox"/> Fee Address Indication Form				
	<input type="checkbox"/> Terminal Disclaimer				
	<input type="checkbox"/> Petition to Commissioner				
	<input type="checkbox"/> Status Inquiry				
	<input type="checkbox"/> Other _____				
<input type="checkbox"/> Small Entity	<input type="checkbox"/> Declaration/Power of Attorney				
<input type="checkbox"/> Declaration/Power of Attorney	<input type="checkbox"/> Recordation of Assignment/Security Agreement				
<input type="checkbox"/> Recordation of Assignment/Security Agreement	<input type="checkbox"/> Information Disclosure Statement				
<input type="checkbox"/> Information Disclosure Statement	Form PTO 1449				
<input type="checkbox"/> Preliminary Amendment	copies of cited references				
<input type="checkbox"/> Response to Missing Parts Notice					
<input type="checkbox"/> Resp. to Notice to Correct App. Papers					
<input type="checkbox"/> Certified Copy of Priority Doc.					
<input type="checkbox"/> Claim for Convention Priority					
<input type="checkbox"/> Response/Amendment to Office Action of					
<input type="checkbox"/> Request for _____ month Extension of Time					
Check for \$	<input checked="" type="checkbox"/> Charge Deposit Acct. 500417\$	<b>\$900</b>	Atty Init.	MEF	Tkpr. # <b>3328</b>
					Secy. or PL: <b>BDeHart</b>
CMS Descrp.: <b>(7) \$900.00</b>					
THE PATENT AND TRADEMARK OFFICE DATE STAMPED HEREON IS ACKNOWLEDGEMENT THAT THE ITEMS, CHECKED ABOVE, WERE RECEIVED BY THE PTO ON THE DATE STAMPED					



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Patent and  
Trademark Office**

<b>Patent Bibliographic Data</b>				<b>01/19/2</b>
<b>Patent Number:</b>	6295599		<b>Application Number:</b>	0938240
<b>Issue Date:</b>	09/25/2001		<b>Filing Date:</b>	08/24/19
<b>Title:</b>	SYSTEM AND METHOD FOR PROVIDING A WIDE OPERANC			
<b>Status:</b>	Expired for non-payment on: 09/26/2005			<b>Entity:</b>
<b>Window Opens:</b>	09/27/2004	<b>Surcharge Date:</b>	03/28/2005	<b>Expirati</b>
<b>Fee Amt Due:</b>	\$0.00	<b>Surchg Amt Due:</b>	\$0.00	<b>Total A</b>
<b>Fee Code:</b>				
<b>Surcharge Fee Code:</b>				
<b>Most recent events (up to 7):</b>	2005/09/26 2005/04/13	Patent Expired for Failure to Pay Maintenance Fee: ← Maintenance Fee Reminder Mailed. ← --- End of Maintenance History ---		
<b>Address for fee purposes:</b>	JAMES E. EAKIN MCDERMOTT, WILL & EMERY 3150 PORTER DRIVE PALO ALTO, CA 943041212			
<b>NOTE: All USPTO fees are subject to change. If you are making a payment please check 1 website or contact the Maintenance fee branch (703-308-5068) to confirm the amount due payment is to be made. A maintenance fee payment can be timely made using the certific transmission procedure set forth in 37 CFR 1.8.</b>				

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## FEE ADDRESS" INDICATION FORM

Address to:  
COMMISSIONER OF PATENTS  
BOX M FEE  
P. O. Box 1450  
Alexandria, VA 22313-1450

Please recognize as the "Fee Address" under the provisions of 37 CFR 1.363 the following address:

McDERMOTT WILL EMERY, LLP  
600 13TH STREET, N.W.  
WASHINGTON, D.C. 20005-3096

in the following listed patent for which the Issue Fee has been paid.

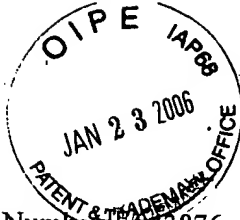
Patent Number	Serial Number	Issue Date	Filing Date
6,295,599	09/382,402	9/25/2001	8/24/1999

Typed name of person signing: Michael E. Fogarty

Signed

Owner's attorney or agent of record  
Registration No. 36,139

Thursday, February 17, 2005



Matter Number: 043876 - 0111

## MAINTENANCE FEE TRANSMITTAL FORM

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Enclosed herewith is the payment of the maintenance fee for the listed patent

Patent Number	Fee Code	Maintenance Fee Amount	Surcharge Amount	Serial Number	Patent Date	Filing Date	Payment Year	Small Entity
6,295,599	1551	\$900.00	\$0.00	09/382,402	9/25/01	8/24/99	3.5	NO

TOTAL PAYMENT: \$900.00

The Commissioner is hereby authorized to charge \$900.00 to cover the payment of the fee indicated above to Deposit Account 500417.

The Commissioner is hereby authorized to charge any deficiency in the payment of the required fee or credit any overpayment to Deposit Account No. 500417.

(For Office Accounting Use Only)

Respectfully submitted:

Michael E. Fogarty

Payor's name

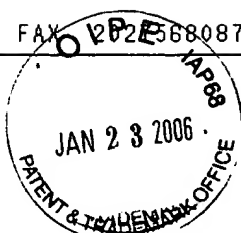
Payor's signature

PAYOR'S NUMBER: 020277

FEE ADDRESS:

McDERMOTT WILL & EMERY LLP  
600 13th Street, N.W.  
Washington, DC 20005-3096  
Telephone: (202) 756-8000

2/17/2005



\*\*\*\*\*  
 \*\*\* TX REPORT \*\*\*  
 \*\*\*\*\*

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TX/RX NO 2160  
 RECIPIENT ADDRESS 80438760111915712736500  
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# McDermott Will & Emery

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 Munich New York Orange County Rome San Diego Silicon Valley Washington, D.C.

FACSIMILE

*December 5, 2005*  
~~December 2, 2005~~

Date: September 22, 2005

Second Reminder

Time Sent:

*Please update PTO system and forward Maint Fee Statement*

<b>To:</b>	<b>Company:</b>	<b>Facsimile No:</b>	<b>Telephone No:</b>
Doris Galloway, Maint. Fee Accounts	US PTO	571-273-6500	
<b>From:</b>	Judith G Harrison/Maintenance Fee Paralegal	<b>Direct Phone:</b>	202.756.8673
<b>E-Mail:</b>	jharrison@mwe.com	<b>Direct Fax:</b>	202.756.8087
<b>Sent By:</b>		<b>Direct Phone:</b>	
<b>Client/Matter/Tkpr:</b>	043876-0111-6366	<b>Original to Follow by Mail:</b>	No
		<b>Number of Pages, Including Cover:</b>	4
<b>Re:</b>	US Patent 6,295,599, Issued September 25, 2001; Our Ref: 43876-111		

## Message:

**PLEASE CORRECT PTO RECORD TO SHOW THAT 4-YEAR  
MAINTENANCE FEE PAYMENT WAS PAID TIMELY.**

Attached please find the relevant papers in connection with the maintenance fee payment that we submitted on February 22, 2005 for the above-identified patent. Attached are the PTO-stamped postcard showing payment was received on February 22, 2005; fee payment transmittal and fee address indication form. Also attached is the Patent maintenance fees payment widow for this account.

We look forward to having the Patent Office records corrected and the issuance of the official maintenance fee

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# McDermott Will & Emery



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Munich New York Orange County Rome San Diego Silicon Valley Washington, D.C.

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Date: September 22, 2005

Second Reminder

Time Sent:

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<b>To:</b>	<b>Company:</b>	<b>Facsimile No:</b>	<b>Telephone No:</b>
Doris Galloway, Maint. Fee Accounts	US PTO	571-273-6500	
<hr/>			
<b>From:</b>	Judith G Harrison/Maintenance Fee Paralegal	<b>Direct Phone:</b>	202.756.8673
<b>E-Mail:</b>	jharrison@mwe.com	<b>Direct Fax:</b>	202.756.8087
<b>Sent By:</b>		<b>Direct Phone:</b>	
<b>Client/Matter/Tkpr:</b>	043876-0111-6366	<b>Original to Follow by Mail:</b>	No
		<b>Number of Pages, Including Cover:</b>	4

**Re:** US Patent 6,295,599, Issued September 25, 2001; Our Ref: 43876-111

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We look forward to having the Patent Office records corrected and the issuance of the official maintenance fee statement. If you have any questions, please call me at 202-756-8673.

Thank You for your help in this matter.

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U.S. practice conducted through McDermott Will & Emery LLP.  
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